

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
ABERDEEN DIVISION**

**ACH, LLC, individually and derivatively  
on behalf of PEACHTREE COLUMBUS  
INVESTORS, LLC,**

**Plaintiffs,**

**v.**

**PEACHTREE COLUMBUS III, LLC,  
MHG, LP, COLUMBUS LAND  
DEVELOPMENT, LLC and JATIN DESAI,**

**Civil Action No:  
1:13-CV-00228-GHD**

**Defendants.**

**JOINT STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel(s) that the above-captioned action is voluntarily dismissed without prejudice against the Defendants Peachtree Columbus III, LLC, MHG, LP, Columbus Land Development, LLC and Jatin Desai (collectively, the “Defendants”) pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). The parties also hereby agree that Defendants reserve the right to seek attorney’s fees and litigation costs.

/s/ Bert M. Guy

Bert M. Guy (MSB # 8464)

Counsel for Plaintiff

Campbell, Guin, Williams, Guy & Gidiere, LLC

2711 University Boulevard

Tuscaloosa, AL 35401

(205)-633-0200

Bert.guy@campbellguin.com

/s/ J. Gordon Flowers

J. Gordon Flowers (MSB # 5378)

Counsel for Defendants

Brunini Grantham Grower & Hewes, PLLC

P.O. Box 7520

Columbus, MS

(662)-240-9744

gflowers@brunini.com

**CERTIFICATE OF SERVICE**

The undersigned certifies that he has this day served, through the Court's ECF filing system, a copy of the foregoing to all counsel of record.

Dated:        October 17<sup>th</sup>, 2014

/s/ Bert M. Guy

Bert M. Guy